

PHILLIP A. TALBERT  
Acting United States Attorney  
LAURA D. WITHERS  
Assistant United States Attorney  
2500 Tulare Street, Suite 4401  
Fresno, CA 93721  
Telephone: (559) 497-4000  
Facsimile: (559) 497-4099

Attorneys for Plaintiff  
United States of America

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
EDGAR RAFAEL NAVARRO-CHAVOYA,  
  
Defendant.

CASE NO. 1:21-CR-00314-NONE-SKO

STIPULATION AND PROTECTIVE ORDER  
BETWEEN THE UNITED STATES AND  
DEFENDANT EDGAR RAFAEL NAVARRO-  
CHAVOYA

COURT: Hon. Sheila K. Oberto

WHEREAS, the discovery in this case contains an HSI tipline report with sensitive information provided by the reporting party (“Protected Information”); and

WHEREAS, the parties desire to avoid the unauthorized disclosure or dissemination of this information to anyone not a party to the court proceedings in this matter;

The parties agree that entry of a stipulated protective order is appropriate.

THEREFORE, Defendant Edgar Rafael Navarro-Chavoya, by and through his counsel of record (“Defense Counsel”), and the United States of America, by and through Assistant United States Attorney Laura D. Withers, hereby agree and stipulate as follows:

1. This Court may enter a protective order pursuant to Rule 16(d) of the Federal Rules of Criminal Procedure, and its general supervisory authority.

2. This Order pertains to all discovery marked “PROTECTIVE ORDER – DO NOT DISCLOSE” provided to or made available to Defense Counsel as part of discovery in this case (hereafter, collectively known as “the discovery”).

1           3.       By signing this Stipulation and Protective Order, Defense Counsel agrees not to share any  
2 documents that contain Protected Information with anyone other than Defense Counsel attorneys,  
3 designated defense investigators, and support staff. Defense Counsel may permit the Defendant to view  
4 unredacted documents in the presence of his attorney, defense investigators, and support staff. The  
5 parties agree that Defense Counsel, defense investigators, and support staff shall not allow the  
6 Defendant to copy Protected Information contained in the discovery. The parties agree that Defense  
7 Counsel, defense investigators, and support staff may provide the Defendant with copies of documents  
8 from which Protected Information has been redacted.

9           4.       The discovery and information therein may be used only in connection with the litigation  
10 of this case and for no other purpose. The discovery is now and will forever remain the property of the  
11 United States of America ("Government"). Defense counsel will return the discovery to the  
12 Government at the conclusion of the case after the exhaustion of all direct and collateral appeals or  
13 certify that the discovery has been destroyed.

14           5.       Defense Counsel will store the discovery in a secure place and will use reasonable care to  
15 ensure that it is not disclosed to third persons in violation of this agreement.

16           6.       Defense Counsel shall be responsible for advising the Defendant, employees, and other  
17 members of the defense team, and defense witnesses of the contents of this Stipulation and Order.

18           7.       In the event that Defendant substitutes counsel, undersigned Defense Counsel agrees to  
19 withhold discovery from new counsel unless and until substituted counsel agrees also to be bound by  
20 this Order.

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

1 IT IS SO STIPULATED.

2  
3 Dated: December 20, 2021

PHILLIP A. TALBERT  
Acting United States Attorney

4  
5 By: /s/Laura D. Withers  
LAURA D. WITHERS  
6 Assistant United States Attorney

7  
8 Dated:

By: /s/Erin Snider  
ERIN SNIDER  
Attorney for Defendant  
9 EDGAR RAFAEL NAVARRO-CHAVOYA

10  
11 IT IS SO ORDERED.

12  
13 Dated: 12-20-2021

  
\_\_\_\_\_  
THE HONORABLE SHEILA K. OBERTO  
14 UNITED STATES MAGISTRATE JUDGE  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28